

Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 IO-10 ISO-00 TRSE-00 FEA-01 AF-06

ARA-06 EA-06 NEA-10 OIC-02 USIE-00 AGR-05 CEA-01

CIAE-00 COME-00 DODE-00 FRB-03 H-02 INR-07 INT-05

L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05 CIEP-01 SS-15

STR-04 TAR-01 PRS-01 SP-02 OMB-01 NSCE-00 SSO-00

INRE-00 /127 R

DRAFTED BY EB/OT/STA:BBISHOP:JH

APPROVED BY EB/OT/STA:WCLARK, JR.

TREAS:RSELF

EUR/R E:JMCCARTHY

EUR/CE:RCASAGRANDE

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O 152127Z JUL 75

FM SECSTATE WASHDC

TO AMEMBASSY BONN IMMEDIATE

AMEMBASSY ROME PRIORITY

AMEMBASSY BRUSSELS PRIORITY

INFO USMISSION OECD PARIS IMMEDIATE

USMISSION GENEVA IMMEDIATE

USMISSION EC BRUSSELS IMMEDIATE

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E.O. 11652: N/A

TAGS: ETRD, MTN, EEC, GW

SUBJECT: COUNTERVAILING DUTIES: FLOAT GLASS

REF: STATE 154215 BONN 11308

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1. TREASURY SUBMITTING FLOAT GLASS QUESTIONNAIRE IN FORM

OF LETTER TO ECONOMIC MINISTER TO GERMANY EMBASSY JULY
15. DRAFT QUESTIONNAIRES FOR BELGIUM AND ITALY, WHICH
SIMILAR TO GERMAN QUESTIONNAIRE, HAVE BEEN DRAWN UP AND
WILL BE SUBMITTED TO ITALIAN AND BELGIAN EMBASSIES SOME-
TIME THIS WEEK, FOLLOWING FINAL APPROVAL. DEPARTMENT
WILL CABLE TEXT TO EMBASSIES CONCERNED WHEN APPROVED.

2. AS MENTIONED REFTEL A, TREASURY WILL REVIEW SUPPLEMENTAL
INFORMATION PROVIDED BY FRG AND IS PREPARED TO AMEND
PRELIMINARY DECISION PROMPTLY IF WARRANTED BY FACTS.

3. THE QUESTION IN PARA. 2, REFTEL B, TREASURY ASSUME
SOME BOUNTIES OR GRANTS BEING PAID BASED ON COMPLAINANT'S
INFORMATION SINCE GERMAN OFFICIALS WERE NOT IN POSITION
TO PROVIDE TREASURY WITH ANY INFORMATION ON THESE ALLEGED
SUBSIDIES. SINCE TREASURY COULD NOT VERIFY COMPUTATIONS

PROVIDED BY COMPLAINANT, NO EFFORT MADE TO ESTIMATE SIZE
OF BOUNTY OR GRANT.

4. TEXT OF LETTER TO GERMANY EMBASSY AS FOLLOWS:
BEGIN TEXT.

DEAR MR. MINISTER:

YOU WILL RECALL THAT IN THE MEETING BETWEEN MR.
MACDONALD AND DR. STEEG ON JUNE 23, WE INDICATED THAT WE
WOULD PROVIDE YOUR GOVERNMENT WITH A REQUEST FOR
INFORMATION SO THAT OUR COUNTERVAILING DUTY INVESTIGATION
INVOLVING FLOAT GLASS CAN GO FORWARD.

IN ACCORDANCE WITH THAT UNDERSTANDING, WE ARE REQUESTING
THE FOLLOWING INFORMATION FOR EACH OF THE GLASS
FACILITIES LOCATED IN PORZ, GLADBECK, AND HERZOGENRATH
IN THE STATE OF NORTH RHINE-WESTPHALIA:

(1) WHAT ARE THE CRITERIA, I.E., THE OBLIGATIONS
INCURRED BY THE QUALIFYING COMPANY, FOR QUALIFYING FOR
INVESTMENT GRANTS AND/OR SUBSIDIES UNDER STATE AND
FEDERAL LAWS PROVIDING THOSE GRANTS/SUBSIDIES ALLEGED IN
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THE PETITION?

(2) WHAT ARE THE CRITERIA FOR QUALIFYING FOR ASSISTS
UNDER THE COAL MINING ADJUSTMENT LAW?

(3) WHAT ARE THE CRITERIA FOR QUALIFYING FOR CREDITS
UNDER EUROPEAN RECOVERY ACT PROGRAM?

(4) WHAT GUIDELINES GOVERN THE DETERMINATION OF SPECIAL FREIGHT RATES THAT ARE APPLICABLE TO SOME OF THE FLOAT GLASS FACILITIES? INDICATE THE FREIGHT RATE CHARGED TO EACH GLASS FACILITY COMPARED TO THE NORMAL FREIGHT RATE.

(5) FOR NOS. 1-4 ABOVE, EXPLAIN THE BASIS ON WHICH EACH OF THE THREE FACILITIES MET THE CRITERIA FOR QUALIFYING FOR ASSISTANCE IN SITUATIONS WHERE BENEFITS WERE ACTUALLY RECEIVED. INDICATE THOSE CASES IN WHICH A FACILITY MIGHT QUALIFY UNDER THE TERMS OF THE PROGRAM EVEN THOUGH IT HAS NOT DERIVED ANY BENEFITS THEREFROM.

(6) FOR ANY ASSISTANCE RENDERED TO FLOAT GLASS FACILITIES IN THE LAST TEN YEARS, OR THAT ARE PLANNING TO BE MADE, INDICATE:

.....(A) THE VALUE OF THE ASSISTANCE;
.....(B) THE PURPOSE OF THE ASSISTANCE;
.....(C) THE TIME OF BESTOWAL OF THE ASSISTANCE;
.....(D) PAYMENT PERIODS, IF ANY, FOR THE RECEIPT OF THE ASSISTANCE.

(7) FOR ANY LOANS MADE PURSUANT TO DECREES MENTIONED IN 1-3 ABOVE, DURING THE LAST TEN YEARS, OR THAT ARE PLANNING TO BE MADE, INDICATE:

.....(A) THE AMOUNT OF THE LOAN AND ITS INTENDED PURPOSE;
.....(B) THE TERMS OF THE LOAN (INTEREST RATE AND REPAYMENT PERIOD);
.....(C) THE AVAILABLE INTEREST RATE FOR SIMILAR ISSUES IN COMMERCIAL MARKETS.
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(8) PRODUCTION INFORMATION FOR EACH FACILITY FOR THE LAST THREE COMPANY FISCAL YEARS:

.....(A) TOTAL ANNUAL PRODUCTION IN QUANTITY AND VALUE;
.....(B) TOTAL QUANTITY AND VALUE EXPORTED;
.....(C) QUANTITY AND VALUE EXPORTED TO OTHER EC COUNTRIES;
.....(D) QUANTITY AND VALUE EXPORTED TO U.S.

FOR LINES OR FACILITIES NOT YET IN OPERATION, PROVIDE ESTIMATED ANNUAL PRODUCTION.

(9) WHAT IS THE EX FACTORY UNIT COST FOR SALES OF SIMILAR QUANTITIES AND QUALITIES OF FLOAT GLASS IN WEST

GERMANY, SALES TO OTHER EC COUNTRIES AND SALES TO THE
UNITED STATES.

THANK YOU FOR YOUR COOPERATION.

.....'...'SINCERELY YOURS,

.....'PETER O. SUCHMAN

.....'"DEPUTY ASSISTANT SECRETARY

.....'...'"(TARIFF AFFAIRS)

END TEXT. INGERSOLL

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